



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Teri Rennia, City Council President
Angela Holmes, City Clerk

CITY COUNCIL WORK SESSION AGENDA City Council Work Room, 38 Hawley Street, Binghamton Monday April 15, 2013

The Work Session begins at 6:00pm. Times for RL(s)/Topics are approximate only and items may be considered earlier or later.

Time	Committee	Chair	RL(s)/Topic	Pages	Presenter
6:00pm	-----	-----	Discussion: Requesting approval for replacement of Billboard Destroyed by Fire at 115 Montgomery Street (Pa's Woodshed Location)	1-15	Christina Pierce, Lawrence Pierce
6:15pm	-----	-----	Discussion: Sale of Greenman Senior Center to Opportunities for Broome	-----	Mark Silvanic
6:30pm	-----	-----	Discussion: Update from the Community Development Advisory Committee Discussion: YWCA of Binghamton/ Broome County and Volunteers of America use of 2009-2010 Emergency Shelter Grant funds	----- -----	Marty Doorey, Mary Lou Regulski, Jennifer Taylor
6:45pm	-----	-----	Discussion: 1 st Quarter Report on the City of Binghamton's Finances	-----	Charles Pearsall
7:00pm	Finance	Webb	RL 13-65: Authorizing City to Accept Gift of \$15,000 from Binghamton Rotary Lunch Club	16-19	Tarik Abdelazim
7:15pm	-----	-----	Discussion: Obtaining a private appraisal of the Greenman Senior Center	-----	Councilman Papastrat
7:30pm	-----	-----	Discussion: Review Rules & Procedures/Special Studies Committee Recommendations for Alternative Police Patrol Options Discussion: Amending City Council Meeting Schedule	-----	Councilman Berg
7:45pm	-----	-----	Discussion: Review Committee Reports & Pending Legislation	-----	Council President Rennia

COMMITTEE REPORTS

City Council Planning & Community Development Committee: Webb (Chair), Berg, Mihalko

RL 12-133, entitled "An Ordinance authorizing various amendments to sections 178, 265, and 410 of the Binghamton City Code, regarding Community Food Systems and Livestock". Recommendations submitted to the Planning Commission for review.

City Council Employees Committee: Berg (Chair), Webb, Papastrat

Introductory Ordinance 10-9, entitled "An Ordinance limiting all non-union employees to the PPO-B health insurance plan effective January 1, 2011". Referred to Employees Committee on February 3, 2010.



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City Council Rules & Procedures/Special Studies Committee: Berg (Chair), Motsavage, Papastrat
Identifying alternative police patrol options.



Office of Building & Construction

Building Permit Application

Directions: Complete this form and return with applicable fee (see fee schedule on web-site) to:

Office of Building & Construction
City of Binghamton 38 Hawley Street, 4th floor
Binghamton, NY 13901

Office of Building & Construction (607) 772-7004 fax (607) 772-7162

Application is hereby made for
permission to: (description)

Current Use
Of Property:

Vacant

Property: 111-115 Montgomery Street

Lot Size: x Lot Area:

Owner: LCP Group, Inc

Lot Coverage:

Owner's Address 633 Anderson Road Vestal 13

Proposed Coverage

Phone # (607) 592-2866

Zoning District

Contractor LCP Group, Inc

Setbacks	Required	Proposed
Front	<u> </u>	<u> </u>
Side	<u> </u>	<u> </u>
Rear	<u> </u>	<u> </u>
Parking- Required #	<u> </u>	<u> </u>
Type of Construction	<u> </u>	<u> </u>

Electrician NA

Plumber

Architect/Engineer

Insurance

NYS Workman's

Variance/Special Permit

Comp #/Exo, Date

Recreation Space Approval

Cost of Construction

S. E. Q. R.

Permit Fee \$170.00

SECT. 1304 ZONING ORDINANCE & SECT. 202 BUILDING CODE.

- Plans, if required by the Building Inspector, must be submitted and retained with this application. Plans for the building must also be available on the job site. No person shall alter the building plans without the required approvals.
- The Building Inspector must be notified before concrete is poured for footers and foundation.
- No property shall be used for any use unless a certificate of occupancy has been issued. The use shall be in accordance with all applicable laws.

BUILDING PERMIT EXPIRES ONE YEAR FROM DATE OF ISSUANCE.

- Approval and permission granted, subject to provisions and limitations of the laws of New York State and the city of Binghamton.
- The applicant signing is the owner and/or a duly authorized agent of the owner to obtain a building permit in his name and affirms that all information is true and correct. Applicant agrees that all work being done conforms with all applicable codes.

Date received 2/26/13

Applicant's Signature

Date approved

Building Inspector



Office of Building & Construction

Sign Permit Application

Date: 2/26/13

Property Address: 111-115 Montgomery Street

Binghamton NY 13850

Zoning District: Heavy Industrial

Tax Map # 144.60-1-8, 144.68-1-1, 14

Owner(s) LCP Group, Inc.

Telephone # (607) 592-2866

633 Anderson Road, Vestal NY 13850

Contractor (if any) LCP Group, Inc.


Description of Proposed Sign(s) – Information must include the following:

- (1) **Color Photo** (3 x 5 min) (Polaroid Acceptable) of the structure which will allow the location of the proposed sign to be pinpointed. Photo must show a full shot of the building face to indicate how the sign will look in relation to the rest of the building's features. If the sign is a pole or freestanding sign, a photo of the site must be included that will allow the sign's location to be pinpointed. N/A
- (2) **A drawn to scale sketch plan of the proposed sign** – this drawing must include the following:
 - a. **Description of materials.** The sign will be constructed of: Including the frame, lighting, colors, material types, i.e., glass wood, etc. (list)
–Steel Construction, plastic faced lights.
 - b. **Dimensions of the sign, to include height from ground, width, length and depth of the sign, and if protruding, by how much (list)**
–42' from ground, 48' w x 14' high x 15' deep (see attached)
 - c. **Dimensions of building, height, width and lot frontage (list)**
Sign is freestanding.
 - d. **Type of scale of Sign Lettering; please provide an example of the exact letting to be used. (Attach to this application)** N/A
 - e. **Type of scale of graphics; please provide an example to the exact graphics, if any**
 - f. **Site Plan or layout of the property and structure on it. Pinpoint location of the Sign. (Attach to this application)**

- (3) **Method of Attachment to Building: i.e. bolt, etc. (describe)** _____
Sign is freestanding.
- (4) **Insurance requirements: If the proposed sign is overhanging or protruding, the City of Binghamton requires an insurance release of liability. This is an additional requirement that an insurance policy be provided and accepted by the City's Corporation Counsel, releasing the City from liability should the sign fall. This policy is typically a binder naming the City as additional insured on the property in question. An insurance release must be accepted by the City before the Application Permit is issued. (Attach to this application)** p/A

Signature of Applicant _____

**Signature of Representative
Building and Construction**

 _____



Office of Building & Construction

Certificate of Appropriateness

To be attached to Building or Sign Permit, if Project is one of the following:

- (1) Local landmark, memorial or site _____
- (2) Structure in a Historic District _____
- (3) Sign ☒ _____

Property under review 111 - 115 MONTGOMERY

Pursuant to the City of Binghamton's Landmark and/or Sign Ordinance, the Commission on Architecture and Urban Design (CAUD) on _____, has
(Date)

Approved

Approved with Modifications

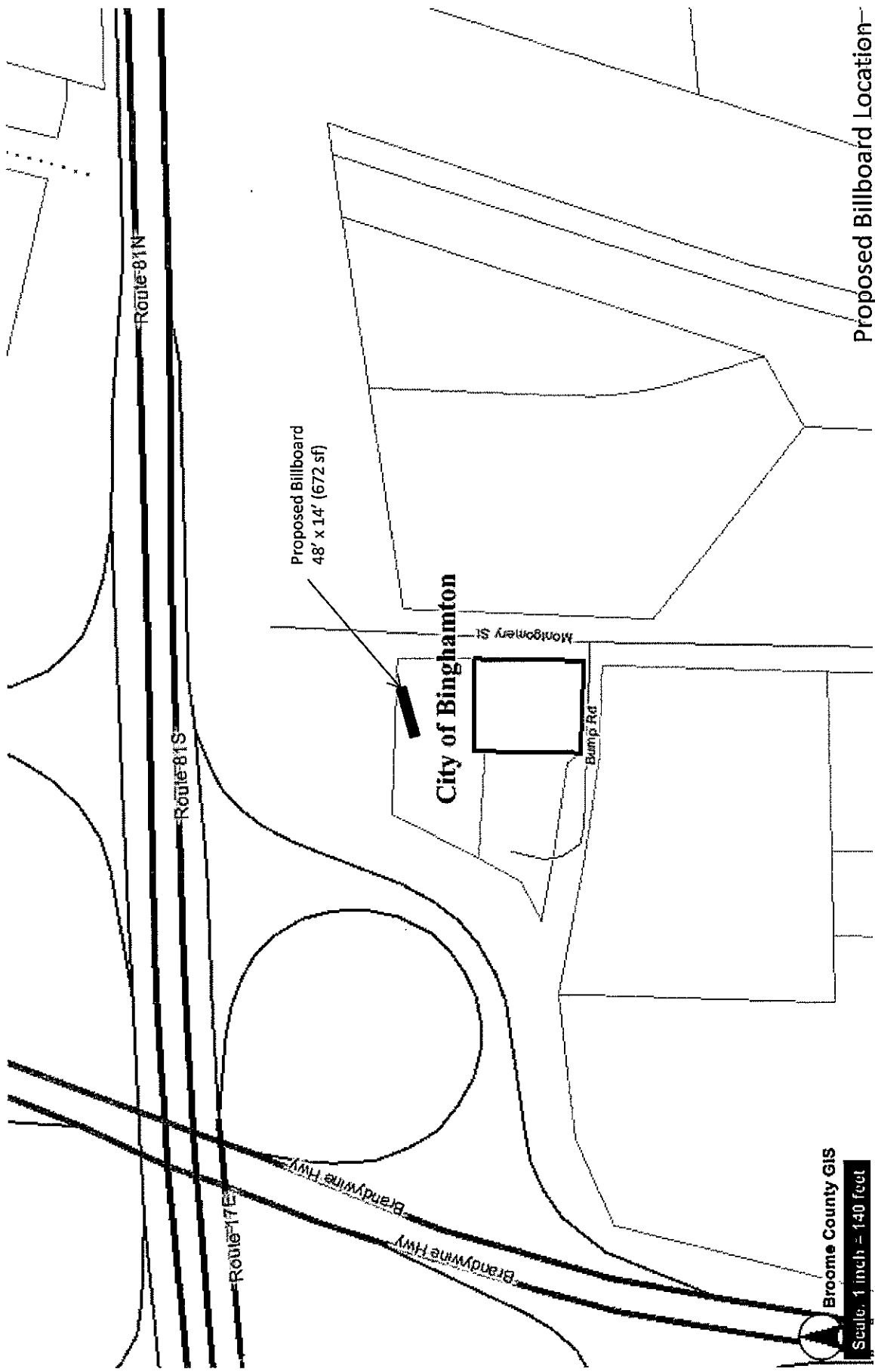
(List Modifications)

Disapproved

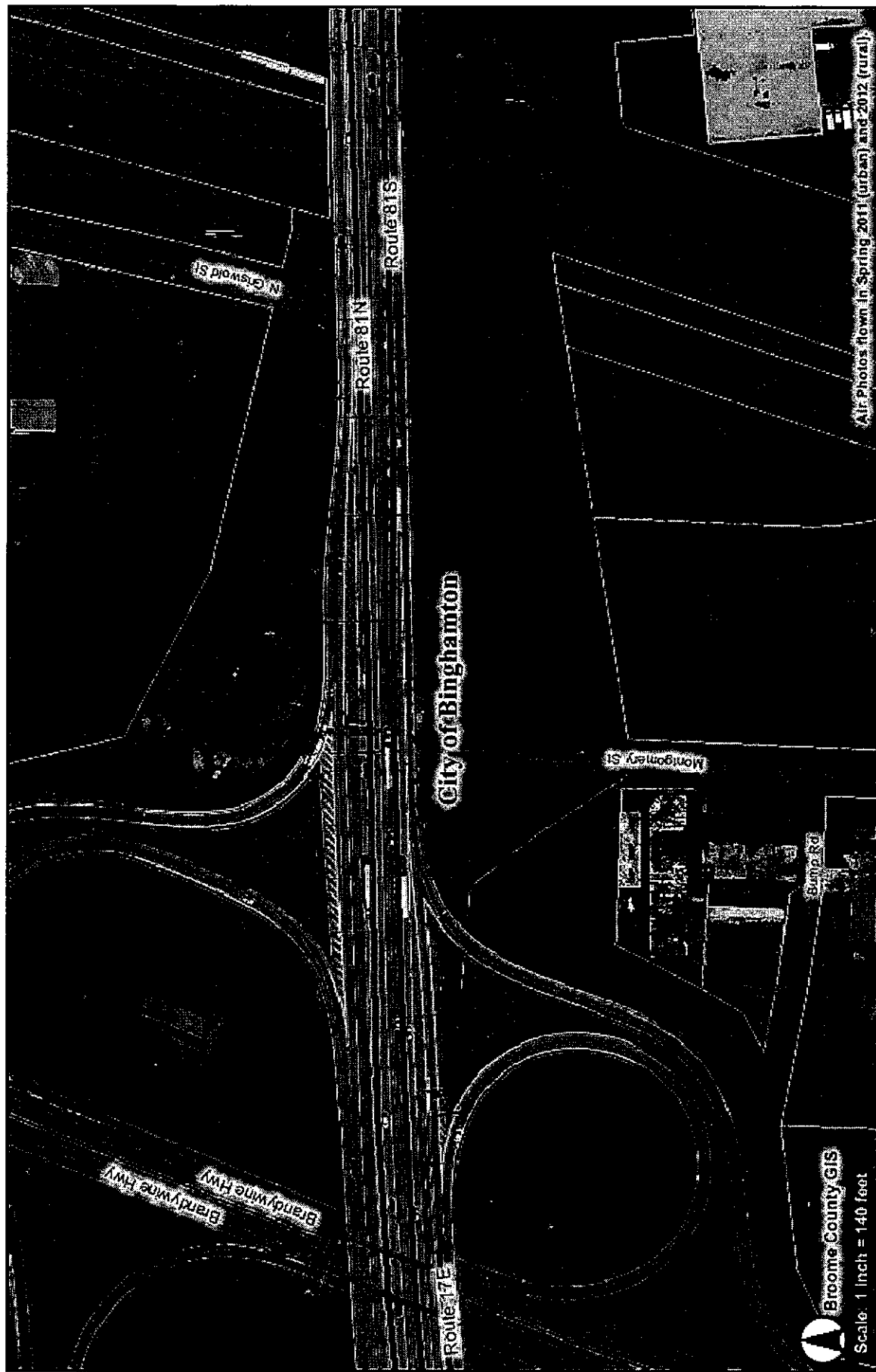
(List reasons)

Chairman
Commission on Architecture
and Urban Design

DATE



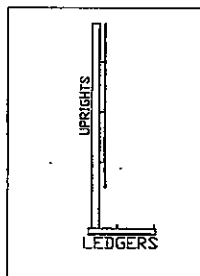
Proposed Billboard Location—
111-115 Montgomery Street, Binghamton NY
LCP Group, Inc.
February 26, 2013



Broome County, New York | Unified Parcel Information System | Web: www.bogis.com | Phone: 607-778-6505

DISCLAIMER: Broome County does not guarantee the accuracy of the data presented. Information should be used for reference purposes only. Always check primary sources when accuracy is essential.

CUSTOMER: XXXXXXXXXX



SEE SHEET 3 TO
FILL
OUT UPRIGHT
SPECIFICATIONS

SIGN DESCRIPTION:

14' x 48', CM, 15' V, 60' DAH
W/ 8' x 19' x 10' SPREAD
FOOTING. DESIGNED FOR
A 30 PSF WIND LOAD

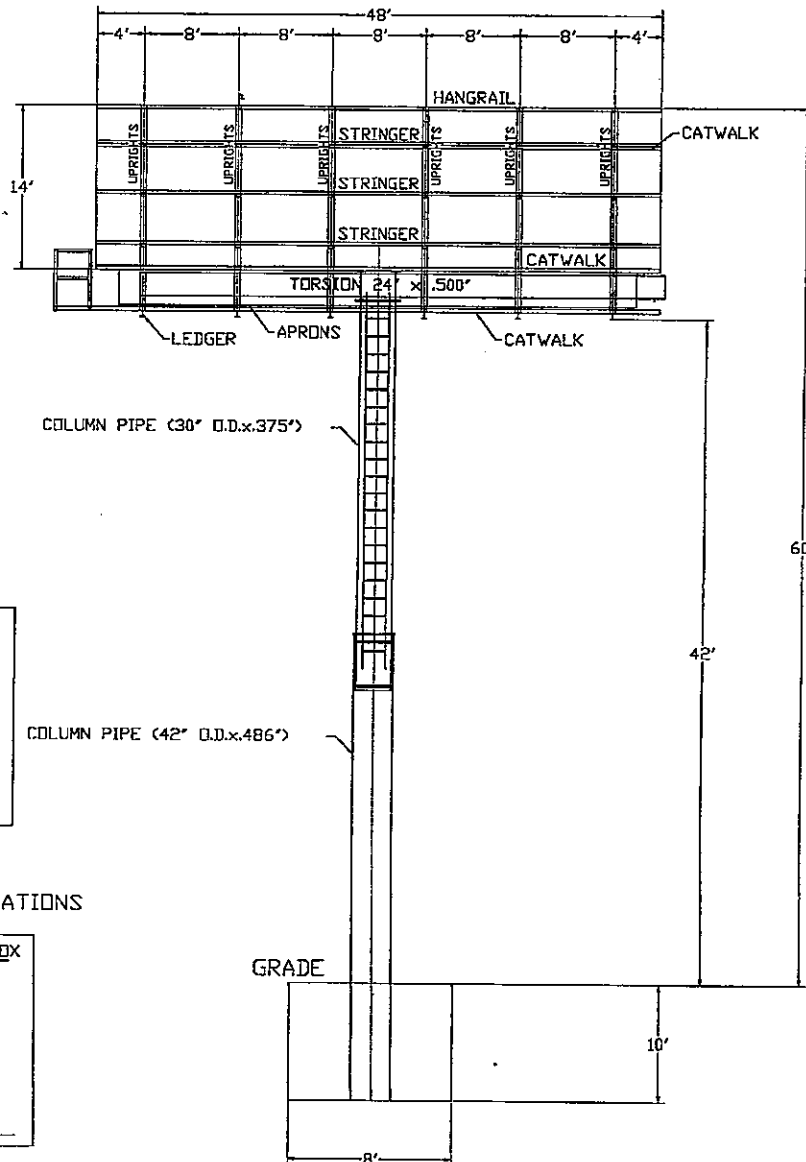
FILL IN FOOTING SPECIFICATIONS

FOOTING SELECTION CHECK BOX

BOLT CAGE	
AUGER (DIRECT)	
SPREAD (DIRECT)	X
CUBE (DIRECT)	
BACK HOE (DIRECT)	

FOOTING SIZE

8' x 19' x 10' SPREAD



GRADE

NOTES

1. SIGN IS DESIGN FOR A 30# WIND LOAD AND 400 PSF/FT LATERAL SOIL PRESSURE
2. SIGN IS SUBJECT TO CHANGE AS SUGGESTED BY PROFESSIONAL ENGINEERING
3. CUSTOMER TO FILL IN REQUIRED AREAS OR INDICATE ANY DESIGN CHANGES
4. IF CHOICES EXIST CUSTOMER SHOULD CHECK ONE OR CONSULT MANUFACTURE FOR ASSISTANCE

ELEVATION

EAGLE TUBULAR PRODUCTS, INC.
105 CHESSEN LANE
ALTON, ILL. 62002
888-558-1702

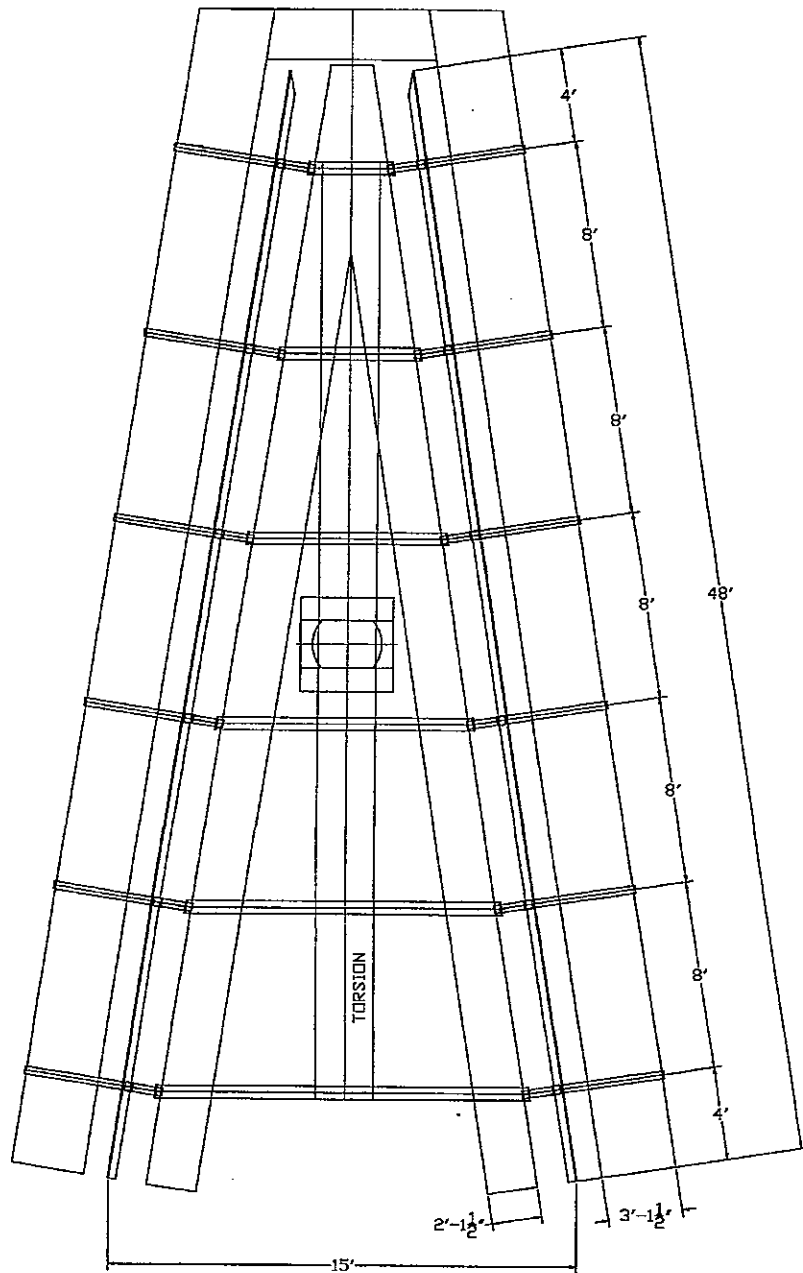
PRELIMINARY PLOT PLAN

DESCRIPTION: 14x48 CM, 15' V, 60' DAH
DRAWN BY: TB DATE: 03/05/12
JOB #: SHEET #1 OF 3

CUSTOMER: XXXXXX

SIGN DESCRIPTION:

14' x 48', CM, 15' V, 60' OAH
W/ 8' x 19' x 10' SPREAD
FOOTING. DESIGNED FOR
A 30 PSF WIND LOAD



NOTES

1. SIGN IS DESIGN FOR A 30# WIND LOAD AND 400 PSF/FT LATERAL SOIL PRESSURE
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TOP VIEW

EAGLE TUBULAR PRODUCTS, INC.
105 CHESSEN LANE
ALTON, ILL 62002
888-558-1702

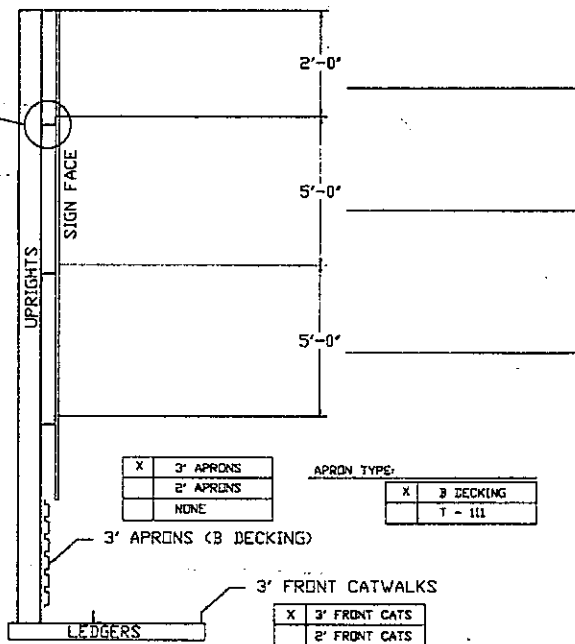
PRELIMINARY PLOT PLAN

DESCRIPTION: 14x48 CM, 15' V, 60' OAH
DRAWN BY: TB DATE: 03/05/12
JOB #: SHEET #:2 OF 3

CUSTOMER: XXXXXXXXX

CUSTOMER IS TO REVIEW THE
INFORMATION BELOW AND CHANGE
ANY VALUES THAT ARE INCORRECT

STRINGERS
L3 x 3" x 1/4"

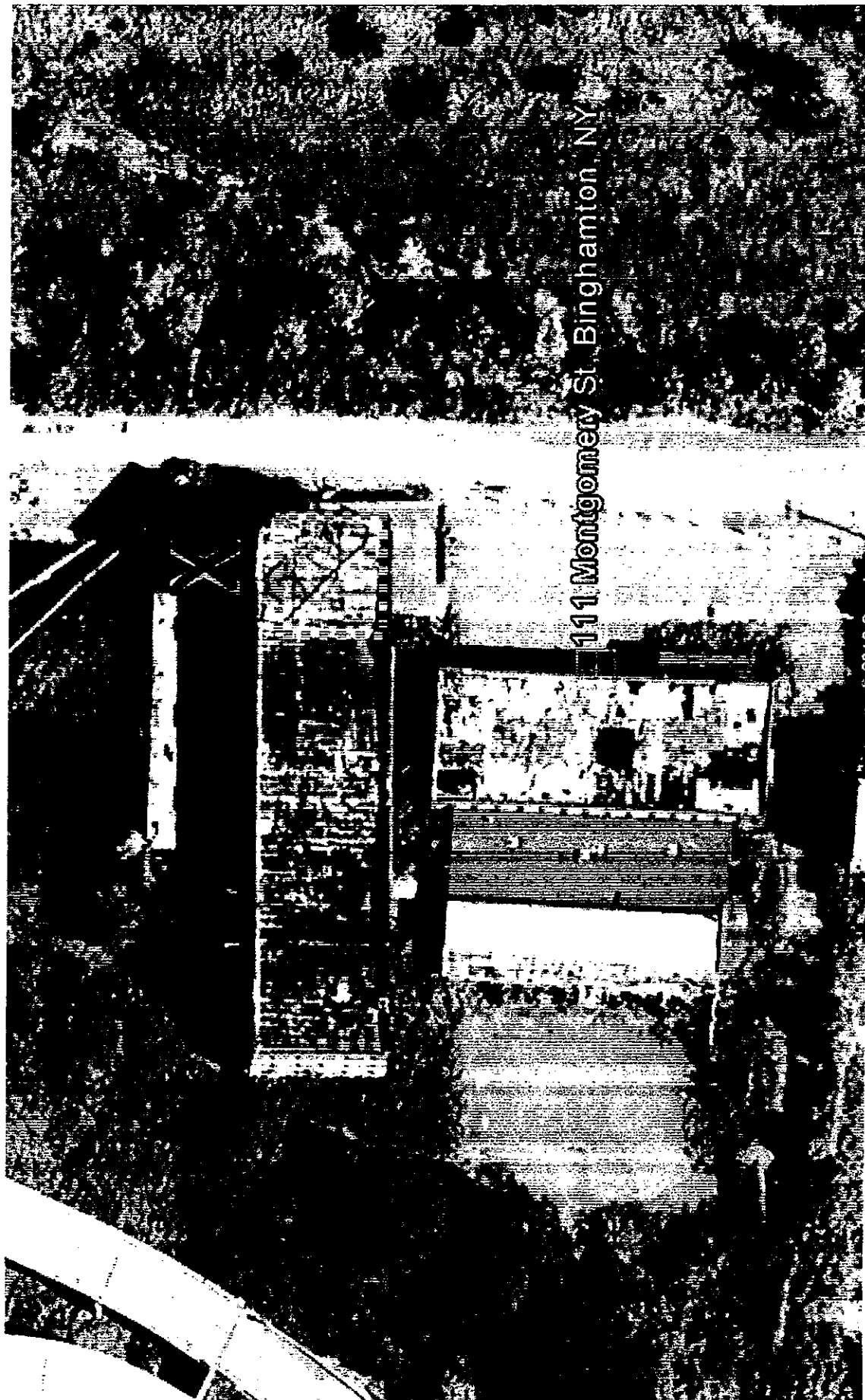


UPRIGHT ELEVATION

NOTES

1. SIGN IS DESIGN FOR A 30# WIND LOAD AND 400 PSF/FT LATERAL SOIL PRESSURE
2. SIGN IS SUBJECT TO CHANGE AS SUGGESTED BY PROFESSIONAL ENGINEERING
3. CUSTOMER TO FILL IN REQUIRED AREAS OR INDICATE ANY DESIGN CHANGES
4. IF CHOICES EXIST CUSTOMER SHOULD CHECK ONE OR CONSULT MANUFACTURE FOR ASSISTANCE

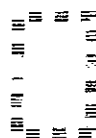
EAGLE TUBULAR PRODUCTS, INC 105 CHESSEN LANE ALTON, ILL. 62002 888-558-1702	
PRELIMINARY PLOT PLAN	
DESCRIPTION: 14x48 CM, 15' V, 60' DAH	
DRAWN BY: TB	DATE: 03/05/12
JOB #:	SHEET #: 3 OF 3

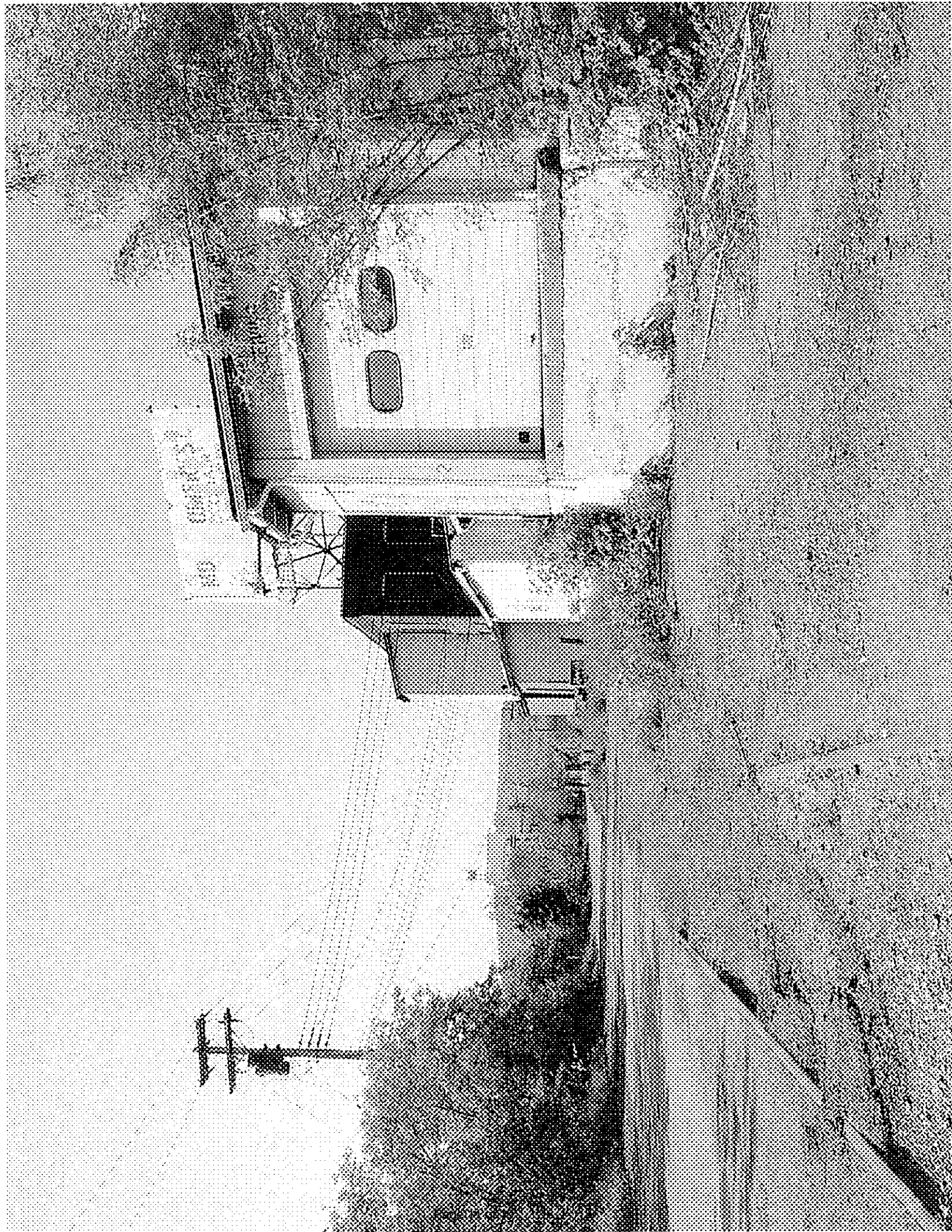


111 Montgomery St, Binghamton, NY

Existing sign that sits on building

Proposed new sign







Department of Planning, Housing, & Community Development

Mayor, Matthew T. Ryan

Director, Tarik Abdelazim

Memorandum

TO: City Council Members

FROM: Leigh A. McCullen, Senior Planner

DATE: April 12, 2013

RE: 111-115 Montgomery Street, Off-Premise Advertising Sign ("Billboard")

SUMMARY OF PROPOSAL

LCP Group has submitted a proposal to erect an off-premise advertising sign structure, commonly known as a billboard, at the above referenced site. The 60-foot tall sign would contain two 14- by 48-foot (672 square foot) sign faces oriented toward, and primarily viewable from, Interstate 81 and the entry and exit ramps onto the Brandywine Highway. Off-premise advertising signs are prohibited within the City of Binghamton, except upon a permit issued by the City Council.

BACKGROUND

The subject site is currently vacant following a recent fire of the building commonly known as 'Pa's Woodshed'. Prior to the fire, the building had a billboard type structure with only one sign face located on the roof. The billboard was removed, along with the building, following the fire.

The applicant has suggested that this proposal is similar to Park Outdoor's 2008 billboard approval. However, there is a clear distinction between Park Outdoor's 2008 approval which resulted in a significant decrease in the number of advertising signs by removing 27 signs in exchange for erecting 3 signs. This request would result in an increase in signs and sign area; the previous sign on the site only had one face where the proposed sign would have two larger sign faces.

PLANNING COMMISSION'S RECOMMENDATION

Pursuant to the City of Binghamton Sign Regulations, the applicant was first required to submit the proposal to the Planning Commission for their review and recommendation to the City Council. The only

documentation that the applicant submitted to the Planning Commission to support their proposal was the attached sign permit application.

On April 1, 2013, The Planning Commission reviewed the request and voted unanimously to recommend that the City Council **DENY** the proposal. In recommending denial the Planning Commission considered the following criteria:

- (a) Whether the proposed sign will have a substantial or undue adverse effect upon adjacent properties, the character of the neighborhood, traffic safety, and other matters affecting the public health, safety and general welfare.
- (b) Whether the proposed sign will be constructed or arranged so as not to dominate the immediate vicinity or interfere with the development or use of neighboring property.
- (c) Whether the proposed design will result in the destruction, loss or damage of any natural, scenic or historic features of significant importance.
- (d) Whether the proposed design will be compatible with the physical environment and aesthetically harmonious with the surrounding area.
- (e) Whether the proposed location and placement of the sign will create any traffic or safety hazards.
- (f) Whether the placement of the sign is necessary or desirable to provide a service which is in the interest of public convenience or which contributes to the general welfare of the community.

Based upon the above criteria, the Commission found the following:

- The proposal would negatively impact the physical environment and contribute negatively to the aesthetics of the surrounding area by contributing to sign clutter.
- Additional sign clutter would contribute to the continued degradation of the scenic vista of the City's skyline as viewed from the Interstate.
- Due to its proximity to the entry and exit ramps of Interstate 81 and the Brandywine interchange, the proposed sign would impact traffic safety be unnecessarily distracting drivers entering and exiting the freeway.
- Evidence demonstrating that the proposed billboard is necessary, desirable or provides a public convenience has not been submitted by the applicant.

BROOME COUNTY'S RECOMMENDATION

Pursuant to Section 239 –l and –m of the General Municipal Law, the proposal was also reviewed by Broome County Department of Planning and Economic Development. The County found that permitting these signs would be contrary to the vision statement for the Brandywine Corridor, would add to sign clutter and would adversely affect community character. Therefore, Broome County has recommended **DENIAL** of the proposal. Please see enclosed letter dated April 11, 2013.

Under Municipal Law 239, the County's denial of the project can only be overridden with a majority plus one vote of the full City Council. A simple majority vote by the Council would be required to deny the project.

CITY COUNCIL ACTION

Within 30 days, or such longer period as may be agreed upon by the applicant, of receipt and review of the written recommendation of the Planning Commission, the Common Council shall either deny the permit or, by duly adopted ordinance, approve the permit, with or without modifications to be accepted by the applicant as a condition of such approval. Per the Sign Regulations, inaction by the City Council within the aforementioned time period shall be deemed a final denial of the permit.

Under Municipal Law 239, the County's denial of the project can only be overridden with a majority plus one vote of the full City Council. A simple majority vote by the Council would be required to deny the project.

If Council intends to consider allowing the proposed sign, the applicant should be required to first verify the location of DOT right-of-way and provide an accurate site plan drawn to scale illustrating the proposed location of sign in relation to the location of the right-of-way.

ENCLOSURES

Enclosed is a copy of the applicant's sign permit application, pictures of the previous roof top billboard and Broome County's recommendation letter.



Legislative Branch

RL Number:

13-65

Date Submitted:

4/10/13

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Tarik Abdelazim & Bill Barber

Title/Department: PHCD & Parks

Contact Information:

RL Information

Proposed Title: Ordinance Authorizing City to Accept Gift of \$15,000 from Binghamton Rotary

Lunch Club in Support of Phase I Improvements to Columbus Park

Suggested Content: Phase I improvements will include removal of existing water fountain and installation of Spray Park

Additional Information



Does this RL concern grant funding? Yes ☐ No ☒

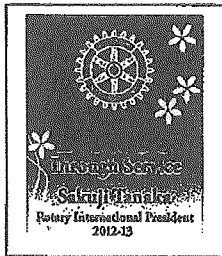
If 'Yes', is the required RL Grant Worksheet attached? Yes ☐ No ☒

Is additional information related to the RL attached? Yes ☒ No ☐

Is RL related to previously adopted legislation? Yes ☐ No ☒

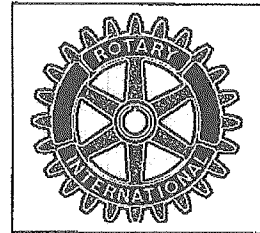
If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s):

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corporation Counsel:	
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



Binghamton Rotary Club #64

P.O. Box 462
Vestal, NY 13851



March 21, 2013

Tarik Abdelazim
Director of Planning, Housing and Community
Development
City of Binghamton
38 Hawley Street
Binghamton, NY 13901

Dear Tarik:

I write on behalf of the Rotary Club of Binghamton (Club #64) to confirm our commitment to provide \$15,000 toward the completion of the Columbus Park Phase I Improvements, including the Spray Park Installation. We understand that our gift will be used to supplement a member item grant from [REDACTED]

We are delighted that the Columbus Park Phase I Improvements can go forward this year based on [REDACTED] and some resources from the Community Development Block Grant. I am confident this project will be very well received by the City, and in particular the neighborhood where it will be situated.

Sincerely,

David M. Gouldin, Chair
Centennial Steering Committee



City of Binghamton Columbus Park Splash Fountain

Renderings



Columbus Park Fountain Splashpad®, NY - View 3



21st Century Pools & Spas
3736 Vestal Parkway East
Vestal NY 13850
Phone: 607-729-6000
Fax: 607-729-6270

QUOTE

DATE	INVOICE #	CUST #
10/31/2012	1000084920	0019614

BILL TO:

City Of Binghamton Columbus Park
38 Hawley Street
Binghamton NY 13901

SHIP TO:

City Of Binghamton Columbus Park
Carol Street
Binghamton NY 13901

Work 607-729-2975 Accounting 607-772-7025
Fax

P.O. NUMBER		SALES PERSON		
		0007		
QUAN	PRODUCT CODE	DESCRIPTION	PRICE EACH	AMOUNT
200.00	PVC80150	1.5" PVC Sch.80 pipe/ft	1.49	298.00
180.00	PVC802	Sch 80 2" PVC by the foot	2.10	378.00
40.00	PVC804	Sch 80 4" PVC by the foot	5.95	238.00
4.00	836-015	1.5" sch 80 male adpt	7.88	31.52
19.00	806-015	1.5" Sch80 90 SxS	3.44	65.36
2.00	801-015	1.5" sch. 80 T SxSxS	9.15	18.30
5.00	836-020	2" sch 80 pvc male adapter	13.16	65.80
20.00	806-020	2" sch 80 90 (SxS)	4.79	95.80
6.00	829-020	2"sch 80 coupler	5.77	34.62
6.00	829-015	1.5" sch 80 coupler	4.84	29.04
1.00	829-040	4" sch 80 coupler	18.25	18.25
5.00	806-040	4" sch 80 90	16.56	82.80
4.00	817-040	Sch 80 4" 45 ell	44.98	179.92
1.00	801-040	4" sch 80 T	23.22	23.22
2.00	FD2350-PV4	Zum 9" Floor Drain w/ 4" PVC Socket Grainger # 6CUP6	133.00	266.00
1.00	COLUMBUS SPLASH	Equipment from Vortex Via Universal Play Delivered	63,193.94	63,193.94
64.00		Commercial service state rate H&H 2 men	215.00	13,760.00
1.00		Demo,Haul away, Trench, Cut wall, Remove floor in vault connect to drain,patch	12,750.00	12,750.00
1.00		2x4 crushed stone to sub grade with plumbing inbedded in 3" of sand	4,950.00	4,950.00
1.00		Concrete for footers and slab, cut control joints, foam expansion w/polyurethane caulk	9,375.00	9,375.00
1.00		Steel reinforcement rod, 100% tie, 3" chairs,	2,715.00	2,715.00
1.00		Bonding of components and steel, Electrical hookup w/switch and breaker, inspection	2,800.00	2,800.00
48.00		Commercial service state rate H&H 2 men	215.00	10,320.00
1.00		Insurance and bonding	3,650.00	3,650.00
TOTAL				\$125,338.57